TIVE BILLS AFFECTING THE CITY STREET CLEANING DEPARTMENT. One Increases the Force and Another Au-

thorizes the Comptroller to Issue Bonds for the Purchase of Stock, &c., Without the Consent of the Municipal Assembly. ALBANY, Jan. 17. Senator Mitchell to-day introduced five bills affecting the administration of the New York city Street Cleaning Department which, he says, are aimed to increase the efficiency of the department. Senator Mitchell represents the district in which the New York city Street Cleaning Commisstoner resides, and these bills were handed

him by Commissioner McCartney to introduce. The first bill increases the Street Cleaning Department force by five medical examiners. seven veterinary surgeons, four assistant superintendents of final disposition, one superintendent of snow removal and as many subordinates as the Street Cleaning Commissioner shall deem necessary. The Commissioner may also appoint as many scowmen, stablemen, yardkeepers and stationkeepers as may be deemed necessary and twelve inspectors of final disposition. The present provision of law allowing the appointment of twenty-five tug and scow inspectors is eliminated. The salary of the general superintendent of the uniformed force is increased from \$3,000 to \$3,500; of the assistant superintendent, from \$2,500 to \$3,000; of the superintendent of final disposition, from \$2,000 to \$3,000, of the time collectors, from \$1,200 to \$1,500, and of the

hostlers, from \$720 to \$840. The second bill provides that the New York city Comptroller may issue bonds to raise moneys for the purchase of stock or the construction of any plant needed by the Street Cleaning Department without the consent of the Municipal Assembly, which consent is now

The third hill provides that the Street Cleaning Commissioner shall have authority to perform all of the work of his department in Queens and Richmond boroughs, either by contract or otherwise

The fourth bid empowers the Street Cleaning enter into contracts for periods not a weeding five years, for the re-moval of snow and beain New York city, and for the final disposition, when collected; and in the boroughs of Queens and Richmond for the collection as seed street sweepings, ashes and garbage. When such contracts involve the payment of more than \$1,000 they shall be approved by the reard of Estimate and Apportionment.
The fifth bell provides that the New York City Dook Board may, at the request of the Street Cleaning Commissioner, se apart the piers at the foot of West Seventy-minth and Ninety-sixth agreets as dumps for the removal of ashes

the foot of West Seventy-minth and Ninetysixth screets as dumps for the removal of ashes
and garbage.

Senator Wagner of Brooklyn, who represents
the district through which the Atlantic avenue
railrond runs, introduced a bill amending the
law of 1897, which provided for a commission to supervise the degression of the
steam railrond tracks on Atlantic Avenue
in Brooklyn. This have provided that
the commission should not authorize the work
of depressing the tracks to proceed until it was
satisfied, that the construction of a tunnel connecting Manhuttan and Brooklyn boroughs
was a near possibility, wherely the Lonz I sland
Railrond would secure a terminal in the vicinity of Maiden lane in Manhattan borough.
Senator Wagner's bill provides that the commission shall go alread with the work of depressing the tracks at once, whether or not
there is a prostreet of the construction of the
tunnel referred to.

Senator Wagner's aid to-night that if the depression of the tracks on Atlantic avanue
awalted the 'beorgoration of a tunnel company, authorized to construct a tunnel to connect with the Long Island Badroad, the improvement would be deared for some years.
He thinks an East Biver tunnel would be more
likely of ouscitation after the steam railroad
tracks on Atlantic avenue are depressed than
before.

The appointment of inheritance tax ap-

before.

The appeintment of inheritance tax appraisers in New York. Kings and drie counties by the State Comptroller, is provided for by a bill introduced to-day by Senator Elsberg of New York. Five appraisers are to be appointed for New York county at a salary of \$4,000; two for Kings county at a salary of \$3,000, and one for the county at a salary of \$2,500. In New York county the appraisers are to have the services of two stenographers, to be appointed by the Comptroller at a salary to-day to senator basers of be ap-ew York county at a salary of or kings county at a salary of of the county the appraisers of the county the appraisers of the Compiteller at a salary one stenographers, do be ap-aged to the county at the same salary akitt introduced a bid providing man of the Finance Committee of the Board of Aldermen shall lition to his salary as a member an additional compensation of to be appointed by to \$1,500, and one spointed in Kings counsenator Plunkitt in of the board \$2,000 per ar an additional compensation ervices as a Com

missioner of the Sinking Fund.
Senator Elsberg and Assemblyman Ryttenberg have a bill appropriating \$200,000 for the equipping, litting up and changing of the east extension and other parts of the Metropolitan Museum of Art in New York city.

Senator Armstrong of Rognester, introduced a bill allowin n villages on tax the alvancement of Legislative committee

egislative committee of the tax question of it did not consider it banks' deposits. Mr introduced in the Asideposits in savings being the same manner sembly a bi Mr. Bryan ompelling a Assam blyt. troduced a less than two

These other bills were introduced.

required.
Senator Ambler—Providing that where taxes levied upon a cemeter; lot by the trustees are not paid the trustees prohibit buriels in such lot.
Senator George A. Datis Appropriating \$600,000 for a new armory for the sixty fifth Regiment in Buf-Templars.

Sensior Mitchell Exempt he from taxation on their capital stock land and building corporations, whose capital is woodly by sill in real estate within Mr. Poth-Repealing that part of the membership corporation has whan makes is necessary to secure the occasion of the boards of super-more of New York, Kimus, Queens and the shounds counties before a new curater-more or ran be established.

Mr. Eran His Mechanics has bill of last year giving a limited a or prefers necesyer of er liens.

Mr. Mether- unmediant be Penid Code as an opposite that any network purchasing he claim of another for late-regular frames becamen, if he buys it at a greater dies out than does not not a present of the present. ther for his risguilty if a misslemeanor, the buyst at a greater dissumit that dipose of the Mr. J. J. Fitzgeraid. Requiring trust companies and all the compensations to the an annual report with the Secretary of the ani the County Clerk of with the Secretary of State and the County Clerk of the county in which the close of business is attended, stating the amount of capital stock and proportion a tually issued amount of debts, amount of assets; amount of dividents.

Mr. Harburgers Frauding for the inspection of the illuminating gas of my cort, party in New York city at least twice a year under the direction of the Commissioner of Parious Emiddings, Lighting and Supplies. The ras is to be tested as to its safety to public health.

onblic scalth.

Mr. M. nton-Requiring a crew of three men on all Mr. M. Middle-Requiring a crew of three men on all cable and cleerire cyrs was thrifty rest in length in New York city between the hours of S. A. M. and 11 A. M. and 4 P. M. and 1 P. M. and order or and motor of grip med to remain us by it respective platforms all the time, while the tarr leoliers the fares. New York State Lixbibits at Paris.

ALBANY, Jan. 17.-The members of the Universal Exposition Commission in charge of New York State's representation at Paris met pleted arrains neuts for the exhibit. New York will have from one-third to one-half of all the exhibits to be made by the United States at the bares tion. The commission has now in cold statute, ready for shipment, a flist-class dairy and truit exhibit, and has the preparation for other exhibits well under way. The commission has decided to establish on the Exposition grounds a bureau of informa-tion and help for the benefit of New York state visitors.

Factional Differences Harmonized Through

the Efforts of Lieut .- Gov. Woodruff. ALBANY, Jan. 17. - At the annual meeting of the State Agricultural Society in this city today, the factional differences that had arisen as | The Case of Engineer Peters of Hopewell a result of the conduct of the State Fair were har monized, and an agreement adopted for future State control of the fair through the medium of the State Department of Agriculture. The credit for bringing the opposing elements together in advance of the meeting is due to Lieut. Gov. Woodruff.

Resolutions of sorrow on the death of former Governor Roswell P. Flower were next adopted. President Woodruff called for the report of the Executive Board regarding the proposed change o be made in placing the fair of the society under State management. At the suggestion of Mr. P. W. Cullinan, of the Executive Board, the Presi tent explained what had lead up to the agreement between the opposing factions. He said he and others had deprecated the prospect of a figh; at this time, particularly when all interests wer united in the desire that the pecessary legislation should be secured to bring the fair under State control. He had arranged a conference at his office between representatives of the County

State control. He had arranged a conference at his office between representatives of the County Fair Association, the Light Harness Horse Association and the Executive Board of the State Society, at which it had been agreed that at to day's meeting the three societies would support the propositions to be made in the report of the Executive Board.

After this explanation, resolutions were unanimously adopted that the society place itself on record as favoring State control of the State Fair; that the meeting should adjourn until March 21, al noon, when the annual election of officers shall be held, and that the President should appoint a committee of nine, of which he shall be chairman, for the purpose of presenting the whole question of State control, involving legislation to that end, to the Governor and the Lagislature. President Woodruff appointed as members of this committee, Senator H. S. Ambler, chairman of the Senate Committee on Agriculture; Assembly Committee on Agriculture and former President of the State Grange, W. Judson Smith of Syracuse, F. C. Schraub of Lowville, S. D. Willard of Geneva and P. W. Cullinan of Oswego members of the Executive Board of the State Society; J. H. Durkee of Sandy Hill. President of the County Fair Association.

President Woodruff announced that Senator White of Onondaga proposed to introduce in the Lageslature a hill to provide for a mile track on the State Fair grounds at Syracuse, upon which the Fair could be expected to promote in future the best borseracing in the country.

THE WHITE EDUCATIONAL BILL. Judge Daly Goes to Albany and Has Some

of Its Objectionable Features Removed. ALBANY, Jan. 17, Judge Joseph F. Daly of

New York was in Albany to-day and had a conference with Judge Lincoln of the Statutory Revision Commission and representatives of the State Educational Department in relation to the White Educational bill, which failed of passage at the last session. Judge Daly a year ago presented the objections of the Catholie citizens of the State interested in school affairs and objected to many of the provisions of the bill as being in opposition to the wishes of Catholic parents. To-day's conference was of a most satisfactory nature, as the Judge came here with many amendments to suggest,

came here with many amendments to suggest, and the greater number of his ideas were adopted and the White bill will be revised within a short time and presented to the Legislature for its consideration.

Some of the objectionable parts removed consistin giving children placed in institutions liberties not enjoyed at present and not referred to in the original bill. For instance, if a child is placed in a deaf and dumb school it will have the right to attend a religious service of the same faith as that of its parents, and provision will be made to set aside certain days on which the child may visit its parents. The same rule applies to children in schools for the blind.

blind.

The compulsory education provision of the bill was also changed so that the State and municipality are not the sole authorities in placing a child in a truant school, as the parent is to have something to say in the matter. A number of other objectionable provisions were considered and are to be amended as suggested by Judge Daly.

## STATUTORY REVISION.

Bar Association Urges the Legislature to Provide for Completing the Work.

ALBANY, Jan. 17 .- At to-day's session of the State Bar Association a resolution was adopted that the Legislature be requested to provide for the completion of the work of revising the statutes and for full examination and proper action as to the revision of the code of procedure, by a commission to be selected by the Governor, the members to serve without compensation. It is recommended that no compensation. It is recommended that no action be taken with reference to code revision until the subject can be fully examined and proper recommendations be made by the commission so appointed. It was also decided that the Law Reform Commission should seject a sub-committee of five of its members, of which the chairman of the Law Reform Committee should be chairman, to represent Committee should be chairman, to represent and act for the association in this matter.

This action was the outcome of the discussion of the questions as to what action the association should take with reference to the present condition of statutory revision, and what method should be adopted to obtain proper consideration by the bar of the state of the proposed revision of the code prepared by the Statutory Revision Commission. The discussion of these questions brought out the fact that for the last two or three years the Legislature has taken no action on any bills presented by the Revision Commission and that the amount appropriated for several years past has been \$22,000. No one advocated the retaining of the present Revision Commission or the adoption of any of its work.

GOV. AND MRS. ROOSEVELT RECEIVE. Recention in Honor of the Legislature, State

Officers and the Judiciary. ADBANY, Jan. 17.-Gov. and Mrs. Roosevelt gave a reception from 9 to 12 o'clock this evening at the Executive Mansion in honor of the Legislature, the Judges of the Court of Appeals, the Justices of the Supreme Court in Albany and the State officers and heads of departments. Several prominent politicians from different parts of the State were included in

the list of guests.
This year Mrs. Roosevelt was assisted by Mrs. Woodraff only in receiving the guests.
The Governor's staff was in attendance, and the Troy Citizens' Corps sent a detail of forty men to act as a guard of honor. They were grouped around the rooms and up and down the stairness, adding to the attractiveness of the grouped around the rooms and up and down the staircases, adding to the attractiveness of the occasion. Elgic's Tenth Battalion band fur-nished music for the guests. On Tuesday evening, Jan. 30, the Governor and Mrs. Rooseveit will give their annual reception to society generally.

The Commission's Unification Bill Intro

duced. ALBANY, Jan. 17.-Senator White and Assemblyman Lewis to-day introduced the Educational Unification bill drafted by Judge Lincoln in accordance with the recommendations of the commission appointed by Gov.
Roosevelt, Judge Lincoln has never been quite satisfied with the recommendations of the commission and may draft for introduction later another unification bill, with provisions somewhat different from the commission's bill. It is quite likely that a compromise measure will result after the unification. mission's bill. It is quite likely that a compo-miss measure will result after the unification question has been threshed out in committee, though the friends of the Commission bill believe it will be passed without material

Hearing on the Bill to Repeal the Horton

Law. ALBANY, Jan. 17 .- The Assembly Codes Committee to-day decided to giv a hearing on the Lewis bill repealing the Horton Boxing law at 2 o'clock next Wednesday afternoon. Mr. 2 o'clock next Wednesday afternoon. Mr. Lewis expects there will be a large number of persons in favor of his bill present to sneak in advocacy of the repeal. He says Mr. McClintick, Secretary of the Law Enforcement League of New York city, has been very much interested in the bill and has corresponded with Mr. Lewis in regard to the matter. Mr. Lewis thinks Mr. McClintick and other members of the society will be present to support him.

School Vaccination Kept Out Smallpox. STAMFORD, Conn., Jan. 17.-There have been only three cases of smallpox in Connecticut during the year 1809, according to the report during the year 1809, according to the report of the State Board of Health just issued, and one of these was that of a patient who came to Stamford from New York after assisting in the cars of a case in that city. Dr. Lindsley, Secretary of the State Board of Health, attributes this immunity to the thorough manner in which vaccination has been done in the public schools and to the wise and effective legislation which parmits the exclusion of unvaccinated pupils from the schools.

To Cure a Cold in One Day. Take Laxative Bromo Quinine Tablets. All drug gists refund the money if it fails to cure. E. W. Grove's signature is on each box. 25c.—24s.

STATE PAIR UNDER STATE CONTROL. WANTS \$20,000 DAMAGES.

SUIT FOR THE ALIENATION OF A WIFE'S AFFECTIONS.

Junction Against Dr. Leslie A. Sutton, a

Member of the Board of Pension Examiners. Is on Trial in Poughkeepsie. POUGHREEPSIE, Jan. 17. - Before Judge Keogh in the Supreme Court to-day was tried the action brought by Charles H. Peters, a locomotive engineer residing at Hopewell Junetion Dutchess county, against Dr. Leslie A. Sutton, a member of the Board of Pension Examiners and a well-known practising physician, to recover \$20,000 damages for the alienation of his wife's affections. Dr. Sutton is 33 years of age and has a wife and two children. The plaintiff has one child, a boy about four years of age. Mr. and Mrs. Peters have been separated since last October. During the interval which has elapsed Mrs. Peters has not seen her son and when the child caught sight of her in the crowded court room this morning there was an affecting scene. The little fellow broke through the intervening throng and with a cry of "Mamma!" leaped upon her lap and threw his chubby arms around her. Mrs. Peters burst out crying, and between her sobs stroked

his hair and petted and comforted him. The trial of the case occupied nearly the whole day. It brought out the extent to which the gossips in the village of Hopewell spied upon the comings and goings of Dr. Sutton. Every hour, day or night, some keen eye was upon him from behind window curtains and window blinds. If he turned a corner his friendly neighbors rushed out from doorways and alleyways to see if he approached the home of the Peters' family. One witness declared that when her house was remodelled she had it arranged so that she could see what was going on outside without neglecting her

going on outside without neglecting her housework.

Mrs. Peters sat near Dr. Sutton throughout the trial of the case and listened without emotion to the testimony. The first witness was Thomas Jones, a colored coachman employed by Dr. Sutton, who declared that he had carried letters from the doctor to Mrs. Peters and from her to him.

Mrs. Thompson, one of Dr. Sutton's lynxeyed neighbors, testified to a number of alleged indiscretions on Dr. Sutton's part. She said that she frequently saw the doctor visit. Mrs. Peters in her husband's absence. He went to her house sometimes as many as said that she frequently saw the doctor vision Mrs. Peters in her husband's absence. He went to her house sometimes as many as three or four times a day, morning, afternoon and evening. She cited instances when she saw the doctor hiding behind trees, waiting for a signal from Mrs. Peters that the coast was clear, and of other occasions when he vaulted the fence in the rear of Mrs. Peters's home and entered the house by the back door instead of going through the front gate in the regular way.

entered the house by the back door instead of going through the front gate in the regular way.

Mrs. Vermilyea, who lived next door to the house occupied by Mr, and Mrs. Peters, described in a soft, low voice Dr. Sutton's fraquent visits to Mrs. Peters while her husband was away. She said it was the custom of Mrs. Peters, when the coast was clear, to notify Dr. Sutton by slamming a shutter violently. Then she would open the back door, and, after an interval, Dr. Sutton would be seen describing an are over the garden fence and would disappear into the rear of the house.

Rose Vermilyea, a daughter of Mrs. Vermilyea, corroborated her mother and added: "We all knew the whistle to Mr. Peters's engine when his train came in and I never saw the doctor there after he came home."

Mrs. Ella Bikert, the mother of Mrs. Peters, was a witness against her. She said that she discovered the affection alleged to exist between Dr. Sutton and her daughter and that she remonstrated with the doctor.

During the noon recess Mr. Peters approached his wife and said something apparently of a conciliatory nature to her. She repulsed him coldiy. Charles Morschauser, attorney for Mr. Peters, said that his client loved his wife and would be glad to have her return to him if she would do so.

On the witness stand Mr. Peters said that he and his wife and would be glad to have her return to him if she would do so.

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kindly
Mr. Morschauser-Did you say to her if she
thought more of Dr. Sutton than she did of you

she could get out?

Mr. Peters—Yes, sir.

Andrew Biker, father of Mrs. Peters, said he saw his daughter's ring on Dr. Sutton's flager and notified him to return it.

Mr. Peters, continuing his testimony, said that when he asked Dr. Sutton how he came to have his wife's ring, he replied: "Under the circumstances I cannot tell you. I love your wife and I cannot help it." Subsequently, when his wife told him that she did not love him any more, the witness said that he upbraided Dr. Sutton for his conduct and the doctor asserted again that he loved Mrs. Peters.

Mr. Peters volunteered the statement that Dr. Sutton on one occasion remarked to him: "You and your wife are not properly wnatched."

The line of defence adopted by Dr. Sutton's attorneys was that he plaintiff treated his wife in a cruel and inhuman manner and that the others of Mrs. Peters had become in a cruel and inhuman manner and that the action of Mrs. Peters in leaving her husband was in-pired by this fact and not because of Dr. Sutton's attentions to her.

Dr. Sutton took the stand and explained that

was inspired by this fact and not because of Dr. Sutton's attentions to her.
Dr. Sutton took the stand and explained that his numerous calls were of a professional nature. He denied that he told Mr. Peters that he loved his wife and could not help it. Mrs. Peters, he said, gave him her ring to take to a jeweller's at Poughkeepsle to have it repaired. It happened to be on his finger when he was called to attend Mr. Peters. After this he put the ring in his desk, and when Mrs. Peters went to Youkers he returned the ring to her.
Dr. Sutton denied that he ever entered Mr. Peters's premises except by the front gate, or that the slamming of a shutter by Mrs. Peters was a signal prearranged between them.
Mr. Lown—Did you ever throw any kisses to Mrs. Peters?
Dr. Sutton (with emphasis)—I did not.
Q. Have your relations with Mrs. Peters ever been improper. A. They have not.
Under a volley of questions fired at him on cross-examination by Mr. Morschauser concerning the ring which he alleged that Mrs. Peters gave to him to have repaired. Dr. Sutton had several lapses of memory. He had absolutely no recollection of the score he took it to or its location, whether on Main or Market streets, in Poughkeepsle.
Mrs. Peters was called to the stand. She is of plump fluure, about thirty years of age.
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Mrs. Peters was called to the stand. She social her in the absence of her husband. The evidence of her mother to the contrary, s

ACCUSED OF POISONING A WELL. District Attorney Andrews Says Abrahams Confessed the Crime.

ARMONE, N. Y., Jan. 17.-B. Abrahams, a farm hand, is locked up in the Westchester County Jail at White Plains on a charge of oisoning his employer's well. District Attorney Andrews says that Abrahams has confessed that he threw a pound of paris green into a that he threw a pound of parts green into a well on the farm of Hobart Cox, near this place, because Mr. Cox had treated firm badly. He was arrested to-day by a Pinkerton detective and is now awaiting the action of the Grand-Jury. He was employed by Mr. Cox to do choose on his farm but was discharged for do chores on his farm but was discharged for incompetency a short time before Mr. Cox discovered the poison in the well.

JOTTINGS ABOUT TOWN.

Saman T. Weeks, who was a clerk in the General Post Office, was convicted by a jury in the United States Circuit Court yesterday of having robbel the mails, and was sentenced to two and a half years in Sing Sing.

Sing Sing.

Judgments of absolute divorce—were granted yesterday by Justice Levestritt to Catharine Bates from Charles C, Bates and to Elizabeth Seidler from Martin Soider, and by Justice Bussell to Alice M. Bowen from John W. Bowen. Bowen from John W. Bowen.
Meyer Goldatein, bookkeeper in the employ of
Henry S. Kramer a jeweller at 82 Nassau street, was
held by Magistrate Crane vesterday for examination on charges of forcety and thett preferred by
his employer and L. H. Davis of 68 Nassau street.

william Ware, colored, indicted for murder in the first degree for the killing of Thomas Lee at 1-2 West Eighteenth street on Nov. 25, pleaded culty to murder in the second degree before Judge McMahon in General Sessions yesterday and was sentenced to State's Prison for life. Ware found his mistress and Lee together.

mistress and Lee to ether.

Commissioner J. Edward Jetter, who was recently appointed to the Bureau of Municipal Statistics, received a handsome gold and diamond badge yesterday from some of his friends. City Maristrate Zeller made the presentation seech. Among those present were Aquiduct Commissioner J. J. Kyan, William G. Ringler Sherif Greit. John M. Riehle, William H. Schwenker and Samuel S. Steiner.

IF YOU ARE CONDUCTING A really first-class Furnished Room or Board-ing House, make its locality known through THE SUN'S advertising columns. SUN readers seek such places.—Adv.

SEABOARD AIR LINE FIGHT. Raleigh and Gaston Stockholders Vote to Issue Bonds for Consolidation.

RALEIGH, N. C., Jan. 17.-The stockholders of the Raieigh and Gaston Ratiroad, at a meeting here to-day, authorized the issuance of \$11,700,000 first mortgage consolidated bonds one of the necessary preliminary steps toward the consolidation of the Seaboard Railway with Florida Central and Peninsula and Georgia and Alabama Railroad thereby forming the Greater Seaboard Rallway Company. Meers of the road have executed a trust deed to the Continental Trust Company of Baltimore for \$5,000,000, the amount of bonds to be first issued. Of these bonds, \$3,800,000 are to be issued now and \$1,200,000 to be reserved to meet the first mortgage bonds of the Raleigh and Gaston to the Mercantile Trust and De-

posit Company of Baltimore. Thomas F. Ryan of New York, who is fighting the consolidation, was represented by W. H. Page, Jr., of New York and D. L. Groner of Norfolk. They protested against authorizing the mortgage bonds, but without avail. A written protest was filed by Mr. Ryan's lawyers demanding that they be allowed to examine the stocks; to examine and make a copy of by-laws; that the treasury stock of the Raleigh and Gaston which was sold be restored to that company; that proceedings be

stored to that company; that proceedings be taken by the directors and officers of the company to rescind former action looking toward consolidation. The protest said further:

"Attention of the directors is called to the fact that any action taken by the companies under the plan of the Williams syndicate will be subject to the suits now pending in North Carolina and Virginia, in which Thomas F, Ryan is the complinant."

The protest says also that the acts of the stockholders at the meetings in December and yesterday are in violation of the terms of the order signed by Judge Waddill. This protest resulted in a spirited discussion which lasted two hours and was finally voted down.

Counsel for Mr. Ryan made the following statement:

two hours and was finally voted down.
Counsel for Mr. Ryan made the following statement:
"The mortgage issue of bonds authorized by the stockholders of the Raleigh and Gaston Railroad at to-day's meeting are subject to the final determination of the suits now pending against the road. If those suits are successful the new securities will be void. The Continental Trust Company of Baltimore, the trustee of bonds under the mortgage, has been notified to this effect.

"We have not had time to examine the new mortgage, but it and the bonds which it secures resemble the late Richmond. Terminal mortgage. We are certainly surprised at the apparent change of the plan of Mr. Williams and Mr. Mittendorf, for we understood that their plan, upon which the F.C. and P. underwriting certificates contemplated an issue of first mortgage bonds to the amount of \$62,500,000, would be a first lien on the railroad property, instead of a collateral trust bond, secured largely or partially on stocks of the subsidiary comanies, which have never paid a dividend."

Mr. Ryan's counsel deny that they had any interest in the Dutch movement in opposition to the Florida Central and Peninsular end of the reorganization.

YAQUIS DEMAND INDEPENDENCE.

Issue a Proclamation Declaring the Intention to Make Sonora a Nation.

EL Paso, Tex., Jan. 17 .- A proclamation issued by the ruler of the Yaqui Indian nation of Sonora, Mexico, reached here to-day and indicates that the revolt is assuming the phase of serious rebellion and that it is the object of the Yaquis to make Sonora an independent country. The proclamation was issued from Babisbe, Ariz. It is addressed "To American People." and says: "The Yaqui nation has begun its struggle for

independence, because it is not natural that a superior race should submit to an inferior. To a certain extent the friendliness of the Yaquis for the Americans has precipitated the present war, the inevitable result of will be the independence of Sonora. In May, 1808, when the Americans were fighting the Spaniards the Yaqui pation offered for the service of the United States 2,300 soldiers, fresh from the battlefield, sweet with liberty. The Mexican Government in its hatred for the United States, prevented the Yaqui soldiers from helping the United States and ever since has heaped injury and indignity upon the Yaquis. The Yaqui nation will no longer tolerate the Mexican army in Sonora. That army is composed of criminals. Mexico, instead of imprisoning her convicts, places them in the army that is meant to hold the Yaquis in subjection. Thus it is that Sonora is the dumping ground for the criminals of Mexico. The Yaqui nation has established a provisional gov rument, the offices of which are at Babispe. The Yaqui army headquarters are at Oposura in winter and Potam in summer. All Americans are welcome to enlist." winter and Potam in summer. An American are welcome to enlist."

"In the event of the success of the Yaqui people over the robber Mexicans, no foreigner except native born Americans will be allowed in Sonora for ten years. The property and performed a mericans in Sonora will be protested. "All Americans are warned against Mexicans

who commit murders ascribed to Yaquis. The Mexicans killed two birds with one stone by assassinating our friends, the Americans, and defaming us in the eyes of Americans.

"The Junta Staff: Manuel, Saavedra, President: Teresa Duryea, Jesus Escalant, Harry Horbust, John Dwyer, Julian Villa, Secretary."

secretary. POLICE IN SIST ELECTION.

Republicans Complain of Unnecessary Interference With Slater's Canvass. Republicans of the Thirty-first Assembly district declared yesterday that the police were showing altogether too much interest in the campaign for the Assembly. which is being conducted by Samuel S Slater, Republican, against Leon W. Goolrich, Tammany. The Republicans say that the police have used every effort in their power to hamper Mr. Slater's canvass. One of the latest acts of the police was to order the removal of Mr. Slater's Ethograph from the window of a shop at 1726 Park avenue. The police said they ordered it out because the shop was within 300 feet of a polling place, but their sudden activity caused a good deal of talk among Republicans, who pointed out that the lithograph was in the window on Saturday, registration day, and that no complaint was made of it at that time.

Alderman Elias Goodman, who is assisting Mr. Slater in his canvass, said yesterday that the only thing that could prevent Mr. Slater from winning was Republican apathy, and that the Democrats were counting on this to pull Goldrich through. Ever since the registration day Mr. Slater and the district workers have been going around drumming it into the minds of the Republican voters that Mr. Slater was bound to be elected if every man did his duty. Mr. Goodman believes that there will be a very much heavier vote at the special election on Tuesday than there was at the November contest. the window of a shop at 1726 Park avenue

RAN AWAY IN HIS NIGHTSHIRT. Delirious Hospital Patient Causes a Com-

motion in a Yonkers liotel. YONKERS, Jan. 17 .- Frank Dunn, a hotel proprietor of Irvington, was admitted as a patient to St. Joseph's Hospital recently. He became violent to-night and under the hallucination that some one was trying to kill him, sprang from his cot. A nurse attempting to prevent his escape was knocked down. Dunn, wearing only a night-shirt, down. Dunn, wearing only a nightshirt, rushed out of the hospital and across South Broadway to the Arlington Inn. He dashed into the hotel scremning and frightened the women servants. He was closely followed by hospital attendants, whom he threatened to kill. Policeman William Carroll overtook Dunn in a saloon on Prospect Street, three blocks from the hospital, and he quietly surrendered. Clothes were placed on him in the saloon and he was taken to Police Headquarters and locked in a padded cell. Relatives called for him later and took him away.

Safe Breaker Caught in Williamsburg. Thomas Hawkins, a special policeman, saw two thieves early yesterday morning in the saloon of Frank Congro at 238 North Fifth street. Williamsburg. He shouted and they ran through the yard back of the saloon into a house fronting on Metropolitan avenue a house fronting on Metropolitan avenue. Hawkins ran around to Letropolitan avenue and was just in time to see the thieves emergafrom the house. He start it in pursuit and brought one to a stop with his revolver. The prisoner is Frank Blass, in years oid, of 239 North Fifth street. He decimed to tell who his companion was. On the floor of the saloon alongside the sale were chisels, hammer and other burglar's tools.

Small Blaze in Church Lodging House. A building at 135 East Forty-seventh street used by the mission of St. Bartholemew's Church as a lodging house for workingwomen, suffered \$500 damage from the last night. The flames were started by the flaring up of a curtain that had blown upon a lighted gas jet. An alarm brought an engine around so promptly that the fire was put out before it had got out of the room in which it started.

GRUBER VOTES FOR AUSTIN.

APPEALS FOR HARMONY IN THE TWENTY-FIRST DISTRICT.

ustin Elected to Fill a Vacancy in the County Committee and May Replace Gruber on the Election Officers' Committee-Austin Men Say He's Beaten The Hon. George C. Austin, leader of the oposition to Col. Abraham Gruber among the Republicans of the Twenty-first Assembly district, was elected a member of the County Committee at a meeting of the district delegation held last evening. Col. Gruber seconded the nomination. It came about this way: To conciliate the New Amsterdam Club last Sep tember, in order to win the election in Novem ber, Col. Gruber invited the club to name three delegates to the County Committee. It did so One of these delegates has resigned and at the neeting of the delegation last night Emi Twyeffort, one of the election district captains who have deserted Col. Gruber, nominated Mr. Austin. Col. Gruber made a short speed from the chair.

"I want to second the nomination of Mr Austin," he said. He is one of the prominent Republicans of the district, and his presence in the delegation will add greatly to its strength at home and abroad. There are other reasons, also, why he is entitled to fill the vacancy caused by the resignation of Mr. Bennett. Mr. Bennett was one of three members of the delegation nominated, at my request, by the New Amsterdam Republican Club, and Mr. Austin is a prominent memcandidacy is indorsed by the club, and for that reason I am glad that he has consented become a member of the delegation. Moreover, there are factions in the Republican party in this district, and it is only just and proper that each of them should have a representation in this delegation. Mr. Austin has friends, and his presence with us will strengthen the party in the district We are about to enter opon a struggle of the utmost importance to the Republican party, and it is essential that it- success should not be impered by any act of its official representatives. The re-election of Gov. Rooseveltwhose nomination I regard as a certainty-and whose nomination I regard as a certainty—and of Fresident McKinley, must be brought about. There must not be any factional differences in the party to lessen its vote or impair its usefulness. Besides, we will have to elect an Assemblyman and a Senator this fall, and the contest for those offices will be a strenuous one. Every vote will be needed. There must be no sulking and no Republican can afford to act in such a way that the charge of contributing to any defeat may have the slightest color of justice. Therefore I welcome Mr. Austin to the delegation, which I know will be stronger for his presence."

for his presence."

The election was unanimous. Mr. Austin's friends declared after the meeting that if Col. Gruber had not taken the position he did he would have been beaten by the votes of the Austin men in the delegation. Col. Gruber says that this isn't so, and that he is trying as hard as he can to barmonize the party in the district.

hard as he can to harmonize the party in the district.

Mr. Austin will make his bow to the County Committee at the meeting to be held in Murray Hill Lyceum this evening. It was said last evening that he might be appointed to the sub-committee on election officers as the representative of the Twenty-first, although Charles O. Mans has been selected for the post. Col. Gruber intends to introduce a resolution at the meeting altering the method of appointing election officers, and placing the power to do so in the hands of the district delegations instead of in the hands of the committee, which, he says, is controlled entirely by the President of the County Committee.

ST. LOUIS'S GRAIN TRADE. A Company Formed to Begin Shipments in

CHICAGO, Jan. 17 .- A company of Chicago capitalists has been incorporated to handle the offered for the service of the United States grain business of St. Louis. The new transportation corporation is to be known as the Gulf and Mississippi River Transportation Company, and its officers are John J. Mitchell, President; C. O. Parker. Secretary; and Charles H. Randie, Treasurer. The restablishment of grain business at St. Louis has been one of the problems which the merchants of that city have considered for the last ten years. Bridge optionals, freight discrimination and "bernicious activity" on the part of Chicago and Kansas City resulted in the deflection of most of the city's grain traffic. The new company has already contracted for a number of steel barges or floating warehouses. They are being built at Morgan City, La. They will carry grain to New Orleans and bring back cotton, sait and other heavy merchandise. The new company controls the output of Louisians sait and other heavy merchandise. The new company controls the output of Louisians as in the commission of the parts of returning cargoes for their barges. Secretary; and Charles H. Randle, Treasurer.

THE FITCHBURG LEASE.

Officers of the Road Try to Get the Views of Massachusetts's State Officials.

Boston, Jan. 17 .- Because the State of Massachusetts has a controlling interest in the common stock of the Fitchburg Rallroad. the directors of that road at the meeting yesterday voted to consult with Gov. Crane and the Governor's Council to ascertain what position the Commonwealth would take with regard to the proposed lease by the Boston and Maine of the Fitchburg road. In his letter to Gov. Crane, President Codman refers to the excellent prospects of the road, but expresses an opinion that should the Boston and Albany—New York Central lease be ratified by the Logislature, that the future growth of the Fitchburg would be diminished seriously, if not destroyed. Gov. Crane in his reply to-day made no mention of the New York Central lease of the Albany road, but informs the Fitchburg directors that he and his council believe that they should first vote on the lease under consideration, and if that vote is favorable to the lease, then the Commonwealth would vote as a common stockholder. position the Commonwealth would take with

Low Speaks at the Printers' Club Seth Low, President of Columbia University. addressed the Printers' Club at 105 East Twenty-eighth street last night in the first of a series of lectures to be given at the club, His theme was "The Character of George Washington." He said that no American had ever studied Washington's character without profit.

William T. Young Promoted.

William T. Young, who has been Assistant General Superintendent of the Brooklyn Post Office for the past twelve years, has been made Superintendent of the Delivery Department. He has been in the postal service for thirty-flve years.

THE SCARCITY OF FRESH FRUITS

In the winter time is often a cause of serious illness, as the salt contained in pure, fresh fruits is bencures and feficial to the system. prevents Constipation, The basis of Abbey's Headache. Effervescent Salt is the Dyspepsia, Biliousness, salt extract-Nervous ed from the giuices of Depression, 8 Rheumatism. 8 fresh fruits. in excellent

health the year 'round. There are some people who never do anything until they have to. Don't be one of them. Take care of your health while you have it. Retain it by the daily use of Abbey's Effervescent Sait.

All Druggists. 25c., 50c. and \$1 per bottle.

Send two 2-ct. stamps, to pay postage and packing, and we will mail you one of the most dainty and beautiful colored calendar creations of the year. The Abbey Effervescent Salt Co., Dept. G, 13 Murray St., New York

BEST&CO

## Our Sale of Babies' Dresses

Attracted much attention the past few days, and the lines advertised are nearly closed out. It has shown many mothers, who were unaware of it before, what daintily made Babies' Goods are to be found here all the time at the low prices made possible by our system of manufacturing in large quantities, under the most favorable conditions.

Long Slips, 40c., 63c., 75c., 98c. & \$1.10. Short Dresses, 50c., 60c., 75c., 85c., 95c. & \$1.00.

Also entirely hand-made Long Slips for \$1.45, and

Short Dresses for \$2.09-to the finest and most elaborate.

60-62 West 23d Street.

DIVORCE COURT BUDGET.

Jack Burke Accuses Rose of Living in the

Quarters of Fire Engine 5. In an action of Jack Burke for an absolute divorce from Rose Burke, Justice Fitzgerald of the Supreme Court has made an order to serve her by publication on allegation that she is reelding in Atlanta, Ga. Burke says that his wife, whom he married at Louisville, Ky., in 1891, was intimate with several persons in the fire station in East Fourteenth street, between First and Second avenues [5 Engine lies here] and that she used to go there and remain two and three days at a time. She was in the burlesque cailed "The City Sports." It is alleged that she "entered into the holy bonds of matrimony" with Eddle Connolly, a pugilist, on Nov. 10, 1897, at Louisville, and parted with Connolly after six months. Barke says there has been no annulment of her marriage to Con-

WANTS DIVORCE FROM BAREFOOT DANCER. Sydney Herbert Izod, an actor under the name of De Gray, had an action on trial before Justice Leventritt of the Supreme Court yeserday for an absolute divorce from Mildred Izod, an actress, who does the barefoot dance under the name of Mildred De Gray. Izod mar-ried her in 18:5. He showed that she had been at a hotel at Sixth avenue and Forty-third street with Edward Shayne, whose wife is also an actress. The Court reserved decision

DIVORCE ALL AROUND. DIVORCE ALL AROUND.

Henrietta Clark, who last May horsewhipped Ella Aarons, wife of Alfred E. Aarons, had a suit for absolute divorce on before Justice Leventritt of the Subreme Court yesterday against Dr. Waiter J. Clark, on allegations of his intimacy with Mrs. Aarons. Aarons has already obtained an absolute divorce because of his wife's conduct with Dr. Clark. Mrs. Clark has an action pending against Mrs. Aarons for the alienation of the affections of Dr. Clark. Dr. Clark did not defend yesterday. Justice Leventritt said he would grant a decree.

HUSBAND ARRESTED IN SEPARATION SUIT. HUSBAND ARRESTED IN SEPARATION SUIT.

Henry Marcus was arrested yesterday on an order of Justice Andrews of the supreme Court and held in default of \$2,000 ball in an action brought against him by Musa Marcus for a separation. Since their marriage on Oct, 31, 1868, she says he has deserted her four times and she has forgiven him three times. He is a son of the late Martin H. Marcus of Baltimore, who, she declares, left a large fortune to his five children. Her husband, she says, dissipated his share of the estate as soon as he got checks from the executor.

10 PROTECT THE PALISADES.

Commissioners Decide in Favor of an Interstate Park on the River Front. The members of the New York Palisade Commission agreed on a report on Tuesday, in which is outlined the legislation which is deemed advisable for the preservation of the Palisades. Yesterday the New Jersey commission, with which the New York commission

commission for the reason that without access to the water this land is not likely to be turned any other use than that of residence prop-

erty.

They recommend condemnation of the face of the rock and the slope beneath down to low water mark for a distance of thirteen and one-half miles. They estimate that this strip exclusive of riparian rights may be had for \$350 an acre. The tract takes in 737 acres. It is suggested that the park may be made self-supporting.

OBITUARY.

Capt. Albert Dayton, senior member of the ship brokerage firm of A. Dayton & Co., died on Tuesday night at his residence, 293 Clermont avenue, Brooklyn, in his eightieth year. He was born on Long Island in 1820 and took to the sea born on Long Island in 1820 and took to the sea at a very early age, rising to the command of an ocean going vessel when only 20 years old. He was master of sailing packets for several years in the service of the old house of Surges, Clearman & Co. of this city, for whom he afterward became port Captain, and was also in the employ of Gager, Mailler & Co. About forty five years ago he entered the ship-brokerage business in New York and founded the firm of Baker & Darton afterward changes in A. Darton afterward changes in A.

years ago he entered the ship-brokerage business in New York and founded the firm of Baker & Dayton, afterward changed to A. Dayton & Co. At the time of his death, he was the oldest ship broker of this city, with one exception, having occupied the same business office for forty years. He leaves a widow, a son who succeeds him in business, and three daughters, one of them Mrs. Crowell of Boston.

Joseph W. Sandford, Sr., a prominent resident of Plainfield, died suddenly yesterday afternoon at Cranford, where he had gone to attend a funeral He had been living with his son-indaw. Henry D. Brewster, at 44 West Sevent; first street. He left New York early yesterday afternoon for Cranford. When he reached the home of Frederick Martin, Jr., where the funeral was held, he complained of pains about the heart. Physicians were summoned, but when they arrived Mr. Sandford was dead. He was born in New York. His early life was devoted to mercantile pursuits, and for several years he conducted a house-turnishing business at Broadway and Twenty-sixth street. Soon after retiring from business he moved to Plainfield, where he resided for twenty-five years. He is survived by his wife, one son and two daughters.

He is survived by his wife, one son and two daughters.

William C. Ayers, who was born on the same day as Abraham Lincoln, died yesterday morning at his home, at Plainfield, N. J. Had he I ved till Feb. 12 he would have been 91 years old. For many years he was the agent of the Jersey Central Land Improvement Company. For fourteen years he was a member of the I nion county Board of Freeholders, and at the time of his death was the only surviving member of Plainfield's first fire company. Four children survive him. They are Dr. Samuel C. Ayers and Mrs. L. M. Atkinson, of New York; David Ayers, of Kansas City, and Mrs. Sarah Robinson, of Plainfield.

George T. Lewis died yesterday at his home in Philad-lphia, aged 73 years. He was born in that city and for sixty four years was actively engaged in business. He was the first man to utilize cotton mash as food for cattle and the first to recover the waste and deleterious substances from lead smelting furnaces. He was active in the organization of the Corn Exchange Regiment during the Civil War and at his own expense equipped three companies.

expense equipped three companies.

Edwin R. Piumb, a leading banker and prominent citizen of Syracuse, died at his home in that city yesterday of apopiexy, after an illness of two days. Mr. Plumb was a native of Rich field Springs, and was in his seventy-fourth year. He had lived in Syracuse fifty years, and was en gaged for nearly all that period in the banking business. Two years ago he resigned his duties as cashier of the Merchants National Bank. as cashier of the Merchants National Bank
Former Sheriff Ebenezer Whitecar of Cumberland county, N. J., died on Tuesday at his home
in Elizabeth. He was elected Sheriff of Cumberland county on the Republican ticket in 1890,
and before that time was steward of the county
almshouse for eleven years. He followed the sea
for twenty-eight years in his earlier life. He
beight a vessel last year and again engaged in
freighting.

freighting.

Mrs. Mary Blanchard, widow of Francis Blanchard, who put up the first brack house at Chicago, died on Monday at her home. 8 South Oxford street, Brocklyn, in her eighty sixth year. She came from England with her parents in 1855 and, going west, married Mr. Blanchard in the following year. Her husband died twenty-eight years ago. She is survived by her daughter. Mrs. Ann Paver. Schemberg Henry Kerr, ninth Marquis of Lothian, is dead. He was born in 1833. He was in the diplomatic service for a number of years, and was Lord Rector of Edinburgh University in 1857-88. He was also Colonel of the Third Battallion of the Royal Scots Regiment, Captain General of the Royal Corps of Archers: President of the Scotch Society of Antiquaries, and of the Royal Geographical Society of Scotland. COLSON USED TWO REPOLVERS.

Charged With Killing Three Vietims by Coroner's Jury in Frankfort.

FRANKFORT, Ky., Jan. 17 .- Former Congress man David G. Colson, who yesterday killed three men in a shooting row at the Capitol Hotel is in the county jail suffering intense pain from his shattered arm. After hearing testimony for about two hours the following verdict was rendered by the Coroner's

"We, the jury, find the dead body before us to be that of Ethelbert Scott, who came to his death from a pistol wound inflicted by David G. Colson, on the afternoon of Jan. 16, 1900 in the city of Frankfort." There were two other verdicts of a like

nature, with the names changed. Tom Scott, the brother of Ethelbert Scott, attended the inquest. He never spoke except when on the stand identifying his brother. Dr. U. V. Williams examined the bodies of the dead. He said that Scott was shot in the skull, in the neck, through the right shoulder blade, under the right shoulder and shoulder blade, under the right shoulder and in the right side. There was also the evidence of a spent ball in his breast and a wound was found in each side of the back over the hip. There were two sizes of balls in Scott's body. Demaree was shot through the heart twice, both of the balls passing entirely through him one of these balls struck Scott in the breast and left a mark. One of the larger balls found in Scott's body exactly fitted the hole in Julian's leg. Julian blad to death through failure to stop the bleeding. A ball of the 45-calibre size was the kind that killed Demaree John Newman testified to finding two pistels in the hotel. The smaller pistols in the hotel. The smaller pistol as having belonged to his brother. Clinton Fogg of Frankfort, testified to seeing Colson dodging back and forth behind a poet, shooting with a long blue pistol. Colson then drew with both hands a smaller pistol from a hip pocket and began firing. Fogg then ran. He did not see Demaree or Scott. He saw Colson drop his big pistol in a chair before drawing the smaller weapon.

Ex-Congressman Owens testified that more than two men were shooting. Lindsey South testified that Scott did not fire the first shot. John W. Holland testified that he saw Demaree shoot. He saw Scott did not fire the first shot. John W. Holland testified that he saw Demaree shoot. He saw scott a body afterward and it was not Scott's fire that killed Demaree.

Capt. Golden is improving and will probably recover. He was taken to Louisville to-night, where an operation will be performed. Colson has engaged T. L. Edelen and James Andrew scott as his attorneys. Senator Lindsay may also be one of his counsel. Demaree left his family \$12,000 life insurance. Julian was one of the wealthiest men of the county. in the right side. There was also the evidence

BAD FOR "BAT" HOUSE" AND "DINK" Chicago Statesmen Rejected By the Fraternal Order of Eagles.

CHICAGO, Jan. 17.-There is woe on de leves. "Bat' House John" Coughlin and "Hinky Dink" Kenna, representatives of the First ward in the City Council and chief lieutenants of Mayor Harrison in keeping the Cook county Democracy in line, have been "trun down." In other words they applied for membership in the Fraternal Order of Eagles and were black-

The Fraternal Order of Eagles is a growing Chicago institution. It is a rival of the Order of Elks and came here from the Pacific Coast. The Chicago Eyrie includes in its membership most of the lively men of the city an I the"Bat House" and "Hinky" wanted to break in. With a number of unpacked trunks full of unterrified raiment and the experience and polish acquired by a season at Saratoga they believed themselves to be as well qualified to perches on the roost as any Chicago Eagle that ever wore a feather. They applied but their applications and accompanying certified checks were returned. They have vowed vengeance. Among the Eagles are a number of Aldermen and other city officials. These have been slated for slaughter when they come up for reslection, and Mayor Harrison, who feels deeply the affront put upon his lieutenants, has promised to be in at the killing. House" and "Hinky" wanted to break in. With

INDIANA DEMOCRATS MEET.

Decision to Whisper About Free Silver and Shout About Expansion

INDIANAPOLIS, Jan. 17.-The Democratic State Central Committee, chosen by the district conventions one week ago, met here today for organization and reflected Parks Martin chairman. At a conference of the committee the issues of the approaching campaign were discussed. While free eliver will not be abandoned it was the opinion of the committee that the fight should be made against expansion, trusts and the monetary legislation now pending in Congress. It was also determined not to make any further concessions to gold Democrats but treat them as Republicans and make the campaign aggressive against them. make the campaign aggressive against them. Before the State ticket is nominated school-house meetings will be held throughout the State which will be confined to speeches against expansion.

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Careless Folk eat Mince Pie

Hagerman Block, T. A. Thorne.

Careful Folk do also, but they take

and other rich food and suffer

JOHNSON'S DIGESTIVE TABLETS And have no after agony

and annoyance

